IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

SUMMONS FOR JUDGMENT NO.583 OF 2006
IN
SUMMARY SUIT NO.2394 OF 2006

Shri Krishnavatar D. Madan. ...Plaintiff.
Vs.
Shri Kamlesh K. Patel. ...Defendant.

....

Mr. A.R. Shaikh for the Plaintiff.
Mr. Shrinivas Deshmukh i/b. Ashwini Rupji for the Defendant.

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CORAM : DR.D.Y.CHANDRACHUD, J.
20th March 2007.

P.C.:

The defence disclosed in the affidavit in reply filed on behalf of the Defendant entitles the Defendant to unconditional leave to defend. In para 3 of the reply, the Defendant has denied the receipt at Exh.A to the Plaint. The Defendant has, however, denied the receipt of the loan. The Defendant has submitted that the amount of Rs.5 lakh was a security for an agency agreement that was to be executed between the Defendant and the Plaintiff. Unconditional leave to defend the suit is granted to the Defendant. The Summons for Judgment is disposed of. Written Statement to be filed in 8 weeks.

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